



Accordingly, for the reasons set out in Plaintiffs' Memorandum in Support being filed contemporaneously, this case should be certified for interlocutory review, and proceedings in this Court should be stayed while the issue is resolved.

Respectfully submitted this 14th day of October 2008.

/s/ Timothy M. Reynolds

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### **CERTIFICATE OF CONFERENCE**

This certifies that counsel for Plaintiffs contacted Defendant, through counsel, on October 14, 2008, regarding the relief requested in this motion, and Defendant's counsel stated that Defendant is opposed.

/s/ Timothy M. Reynolds

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Timothy M. Reynolds